

19901126

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, NOVEMBER 26, 1990
AT 2:00 P.M.
IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 2:02 p.m.
Deputy Mayor Wolfsheimer adjourned the meeting at 4:13 p.m. to meet
in Closed Session on Tuesday, November 27, 1990, at 9:30 a.m. in the
twelfth floor Council conference room to discuss pending and
potential litigation and meet and confer matters.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member Hartley-present
- (4) Council Member Pratt-present
- (5) Council Member Bernhardt-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-excused by R-277157
(personal matters)
- Clerk-Fishkin (ll)

FILE LOCATION: MINUTES

Nov-26-1990

ITEM-1: ROLL CALL

Clerk Fishkin called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-not present
- (3) Council Member Hartley-not present

- (4) Council Member Pratt-present
- (5) Council Member Bernhardt-present
- (6) Council Member Henderson-not present
- (7) Council Member McCarty-present
- (8) Council Member Filner-not present

Nov-26-1990

ITEM-10: INVOCATION

Invocation was given by Rev. John Boller, Jr. of the
Northminster Presbyterian Church.

FILE LOCATION: MINUTES

Nov-26-1990

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Pratt.

FILE LOCATION: MINUTES

ITEM-30: EXPRESSED APPRECIATION

Expressing appreciation to the Teenage Mutant Ninja Turtles
for their anti-drug efforts in San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A061-080.)

ITEM-31: (R-91-803) ADOPTED AS RESOLUTION R-276893

Authorizing suggestion awards and making a presentation to
the following City employees:
Tanya DuLaney and Victor Bitter - Water
Utilities/Engineering Division - \$1,000 (shared).

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A091-109.)

MOTION BY HENDERSON TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

Nov-26-1990

ITEM-32: APPROVED

Approval of Council Minutes for the Meetings of:

10/15/90

10/15/90 Special

10/16/90

10/22/90 Adjourned

10/23/90 Adjourned

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A113-116.)

MOTION BY BERNHARDT TO APPROVE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-100: (R-91-526) ADOPTED AS RESOLUTION R-276894

Awarding contracts for furnishing medium duty trucks for a total cost of \$974,345.88, as follows:

1) Fuller Ford - low bid for Item 1 - two service crane trucks; Item 9 - one flat-bed crane combo; low acceptable bid for Item 2 - one brush crane truck; Item 5 - one flat-bed dump truck, 14 foot; Item 6 - one flat-bed truck, 16 foot; and Item 8 - one flat-bed dump/crane truck.

2) Westrux International - low acceptable bid for Item 3 - seven service compressor trucks; Item 4 - six service crew trucks.

3) Peck Road Ford Truck Sales, Inc. - low bid for Item 7 - one construction flat-bed/crane truck.

4) Miramar Ford Truck Sales, Inc. - low acceptable bid for Item 10 - one construction flat-bed truck.

Authorizing the expenditure of \$974,345.58 for the equipment, as follows:

FUNDING:

Vendor	Fund	Dept.	Acct.	Job Order	Amount
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Fuller Ford	50031	8201	6013	88090	\$108,040.43.
	50033	8203	6013	88080	\$206,867.02
		Total			\$314,907.45
Westrux	50031	8201	6013	88090	\$450,912.36
International	50033	8203	6013	88080	\$131,356.48
		Total			\$582,268.84
Peck Road Ford	50033	8203	6013	88070	\$ 39,846.59
Miramar Ford	50033	8203	6013	88070	\$ 37,323.00
		Grand Total			\$974,345.88

Authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-1629/90)
Aud. Cert. 9100295.

FILE LOCATION: CONT-PURCHASE - Fuller Ford, Westrux
International, Peck Road Ford Truck Sales,
Inc., Miramar Ford Truck Sales, Inc.
Cont FY 91-4

COUNCIL ACTION: (Tape location: A149-154.)
CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed
by the following vote: Wolfsheimer-yea, Roberts-not present,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-101: (R-91-715) ADOPTED AS RESOLUTION R-276895
Awarding a contract to Eugene Carter Enterprises, Inc. for
furnishing the San Diego Police Department with janitorial
services at various locations, as may be required for a
period of one year beginning November 1, 1990 through
October 31, 1990, for an estimated annual cost of
\$117,945.56, including terms, with options to renew the
contract for four additional one year periods with
increases not to exceed 12 percent of prices in effect at
the end of each prior contract period; authorizing the
Purchasing Agent to terminate the contract in the event
that the Contractor fails to perform in accordance with
specifications and award to the next low bidder(s) or to
solicit and award emergency bids until the contract can be
formally rebid. (BID-F1808/91)

FILE LOCATION: CONT-PURCHASE - Eugene Carter Enterprises,

Inc. Cont FY 91-1

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-102: (R-91-712) ADOPTED AS RESOLUTION R-276896

Awarding contracts to Industrial Safety Shoe Co., Kas Safety Products, Inc., and Boot World for safety footwear, as may be required for a period of one year beginning December 1, 1990 through November 30, 1991, for an estimated cost of \$237,065, including tax and terms, as follows: (BID-F1802/91)

1. Industrial Safety Shoe Co. for Section I - Low Top Tennis/Jogging Shoes; Section II - High Top Tennis/Jogging Shoes; Section III-A - 6", 8", 10" Boot, Steel Toe; Section III-B - Metatarsal Guards; Section III-C - Boot, Double Leathered Toe; Section III- D - 6", 8", 10" Boot, Nylon, Plastic or Fiberglass Toe/Shank; Section IV-A - Oxford Footwear - Steel; Section IV-B = Oxford Footwear, Nylon, Plastic or Fiberglass

Toe/Shank; Section V - Boots, High Top, Heavy-Lugged; Section VI - Boots/Shoes, Electrical Hazard, with an option to renew the contract for two additional one-year periods, with prices not to exceed 15 percent of prices in effect at the end of each prior contract period.

2. Kas Safety Products, Inc. for Sections I, II, III-A, III-D, IV-A, IV-B, V and VI, with an option to renew the contract for two additional one-year periods, with prices not to exceed five percent of prices in effect at the end of each prior contract period.

3. Boot World for Sections I, II, III-A, III-B, IV-A, V and VI, with an option to renew the contract for two additional one-year periods, with prices not to exceed 10 percent of prices in effect at the end of each prior contract period.

FILE LOCATION: CONT-PURCHASE - Industrial Safety Show Co., Kas Safety Products, Inc., Boot World
Cont FY 91-3

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-103: (R-91-713) ADOPTED AS RESOLUTION R-276897

Awarding a contract to Estates Security Patrol for furnishing guard service at the Miramar Landfill, as may be required for a period of one year beginning November 1, 1990 through October 31, 1991, for an estimated cost of \$47,668, with options to renew the contract for four additional one year periods, with price escalations not to exceed two percent of prices in effect at the end of each prior year; authorizing the Purchasing Agent to terminate the contract in the event that the Contractor is unable to perform in accordance with the specifications, and to award to the next low responsible and responsive bidder, and to subsequent bidders, if necessary, until a bidder is found who complies with the specifications. (BID-B1818/91)

FILE LOCATION: CONT-PURCHASE - Estates Security Patrol
Cont FY 91-1

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-104: (R-91-380) ADOPTED AS RESOLUTION R-276898

Approving the final subdivision map of La Jolla Alta P.R.D. Unit No. 15, a one-lot subdivision located southwesterly of Soledad Road and Alta La Jolla Drive.
(La Jolla and Pacific Beach Community Areas. District-1.)

FILE LOCATION: SUBD La Jolla Alta P.R.D. Unit No.
15

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present,

Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-105:

Three actions relative to Parcel Map W.O. 880799, a
1-parcel Parcel Map located northwesterly of Executive
Drive and Judicial Drive:

(University North Community Area. District-1.)

Subitem-A: (R-91-830) ADOPTED AS RESOLUTION R-276899

Approving Parcel Map W.O. No. 880799.

Subitem-B: (R-91-832) ADOPTED AS RESOLUTION R-276900

Approving the acceptance by the City Manager of a street
easement deed of Roslyn Goodwin, Alan T. Murray, Bruce
Sanderson and Dorothy Sanderson, granting to the City an
easement for public street purposes in a portion of the
east half of the southeast quarter of the northwest quarter
of Pueblo Lot 1307; dedicating said land as and for a
public street and naming the same Executive Drive.

Subitem-C: (R-91-831) ADOPTED AS RESOLUTION R-276901

Authorizing the execution of a Subdivision Offsite
Right-of-Way Acquisition Agreement with Ronald Bonaguidi
and Orland and Helen Bonaguidi, for the installation of
drainage and sewer facilities.

CITY MANAGER SUPPORTING INFORMATION: In addition to the
standard Subdivision Improvement Agreement, the subdivider is
entering into a Subdivision Offsite Right-of-Way Acquisition
Agreement. As a condition of Subdivision Board Resolution No.
5402, the subdivider is required to install drainage and sewer
facilities in land off-site to his subdivision. The subdivider
has been unable to acquire this land and is entering into an
agreement whereby the City will acquire by negotiation, or
condemnation, if necessary, the required right-of-way. The
subdivider agrees, upon demand, to deposit sufficient grounds to
pay for an appraisal of the required right-of-way. Should
condemnation be required, the subdivider agrees to deposit
additional funds equal to twice the appraised value plus
projected closing costs.

FILE LOCATION: SUBD-Pueblo Lot 1307, Portions; DEED F-5446;

SUBD-Pueblo Lot 1307, Portions. DEED
FY 91-1; Cont FY 91-1

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-106: (R-91-829) ADOPTED AS RESOLUTION R-276902

Authorizing the City Manager to release a portion of the surety issued by Golden Eagle Insurance Company for the construction of public improvements for Bay Colony (Parcel Map PM-15299) in the form of Performance Bond

No. SUR-08-45-79, so that the same is reduced as follows:

1) For faithful performance, to the sum of \$234,456; 2)

For the benefit of the contractor, subcontractor and to persons renting equipment or furnishing labor or materials, to the sum of \$117,228.

(Located northwesterly of Camino de La Reina and Stadium Way. Mission Valley Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On February 16, 1989, the City issued Engineering Permit No. W35766 for the construction of public improvements for Bay Colony (Parcel Map No. 15299). Performance Bond No. SUR-08-45-79 issued by Golden Eagle Insurance in the amount of \$660,862 was provided by the subdivider. The permit expired February 16, 1990. On April 13, 1990 a time extension was granted to February 15, 1991. Approximately 86 percent of the work has been completed to the satisfaction of the City Engineer, and the subdivider has requested a partial release of surety. The job order account has sufficient funds to cover anticipated future costs to the City. There are no mechanic's liens filed against the surety and there has not been a previous partial release. In accordance with Council Policy 800-11, it is recommended that the surety be reduced by an amount which is 75 percent of the value of the work completed. Therefore, 64.5 percent of the original surety will be released which will reduce the surety to \$234,456.

FILE LOCATION: SUBD-Bay Colony

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed

by the following vote: Wolfsheimer-yea, Roberts-not present,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-107: (R-91-797) ADOPTED AS RESOLUTION R-276903

Approving the acceptance by the City Manager of a grant
deed of Maria Belen Eberle and Oscar Eberle, granting to

the City an easement for public street purposes in a
portion of Lot A-110 of Addition No. 1 to San Ysidro,
Map-1194; dedicating said land as and for a public street
and naming the same Sycamore Road.
(Tia Juana River Valley Community Area. District-8.)

FILE LOCATION: DEED F-5447 DEED FY 91-1

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed
by the following vote: Wolfsheimer-yea, Roberts-not present,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-108: (R-91-794) ADOPTED AS RESOLUTION R-276904

Approving the acceptance by the City Manager of a grant
deed of Charles Edward Mitcham and Joann Helen Mitcham,
granting to the City an easement for public street purposes
in a portion of Lots 11 and 12, Block 439, a subdivision of
a portion of Pueblo Lot 1122, Map-381, and a portion of
Walnut Avenue vacated; dedicating the land as and for a
public street and naming the same Glenwood Drive.
(Uptown Community Area. District-2.)

FILE LOCATION: DEED F-5448 DEED FY 91-1

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed
by the following vote: Wolfsheimer-yea, Roberts-not present,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-109: (R-91-798) ADOPTED AS RESOLUTION R-276905

Approving the acceptance by the City Manager of a deed of

Blandings, Inc., effecting the revestment of abutter's

rights of access in and to Mar Avenue, adjacent and
contiguous to a portion of Lots 5 and 6, Block 6 of Center
Addition to La Jolla Park, Map-915.
(La Jolla Community Area. District-1.)

FILE LOCATION: DEED F-5449 DEED FY 91-1

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed
by the following vote: Wolfsheimer-yea, Roberts-not present,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-110: (R-91-809) ADOPTED AS RESOLUTION R-276906

Determining the sewer and drainage easements in Parcels 1
and 13 of Parcel Map PM-15628 to be surplus; authorizing
the sale of the easements for the cost of processing to
Sudberry-Pardee/CMR No. 32, Ltd.; authorizing the execution
of a quitclaim deed, quitclaiming to Sudberry-Pardee/CMR
No. 32, Ltd., those easements; declaring that no broker's
commission shall be paid by the City on the negotiated
sale.

(Located northeasterly of Carmel Mountain Road and Stoney
Peak Drive. Carmel Mountain Ranch Community Area.
District-6.)

FILE LOCATION: DEED F-5450 DEED FY 91-1

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed
by the following vote: Wolfsheimer-yea, Roberts-not present,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-111: (R-91-661) ADOPTED AS RESOLUTION R-276907

Authorizing the sale by negotiation of a portion of Tract K
of Normal Heights, Map-985, for \$60,000 to the State of
California Department of Transportation; authorizing the
execution of a grant deed, granting to the State of
California Department of Transportation said property;
determining that no broker's commission shall be paid by

the City; authorizing the execution of a Right-of-Way Contract with the State of California Department of Transportation.

(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: The subject property is required by CalTrans for State Route 15 (40th Street), which calls for constructing an eight-lane freeway from Interstate 805 to just south of Interstate 8. CalTrans has previously received a right-of-entry permit from the City to enter upon the property; the effective date of the permit is January 2, 1990. The subject parcel is located at the east side of 40th Street north of the Adams Avenue bridge.

The property is zoned R-1-5000 and consists of 61,009 square feet. The parcel was appraised at \$60,000 by a CalTrans independent fee appraiser, and consists of 47,409 sq. ft. of road area, and a developable parcel of 13,600 sq. ft. for which the City is being compensated.

FILE LOCATION: DEED F-5451 DEED FY 91-1

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-112: (R-91-663) ADOPTED AS RESOLUTION R-276908

Authorizing the sale by negotiation of a portion of Lot 15, Resubdivision Block 10 and South 20 Feet of Glen Road, Kensington Park, and a portion of Tract K, Normal Heights for \$2,388 to the State of California Department of Transportation; authorizing the execution of a grant deed, granting to the State of California Department of Transportation said property; determining that no broker's commission shall be paid by the City; authorizing the

execution of a Right-of-Way Contract with the State of California Department of Transportation.

(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: The subject property is required by CalTrans for State Route 15 (40th Street), which calls for constructing an eight-lane freeway from Interstate 805 to just south of Interstate 8. CalTrans has previously received a right-of-entry permit from the City to enter upon the

property; the effective date of the permit is January 2, 1990.
The subject parcel is located at Ward Road, Alder Drive
extended. The property is zoned R-1-5000 and consists of 4,775
square feet. The parcel was appraised at \$2,388 by a CalTrans
independent fee appraiser.

FILE LOCATION: DEED F-5452 DEED FY 91-1

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed
by the following vote: Wolfsheimer-yea, Roberts-not present,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-113: (R-91-665) ADOPTED AS RESOLUTION R-276909

Authorizing the sale by negotiation of City-owned Lots 1-7,
Block 81, City Heights for \$34,500 to the State of
California Department of Transportation; authorizing the
execution of a grant deed, granting to the State of
California Department of Transportation Lots 1-7, Block 81,
City Heights; declaring that no broker's commission shall
be paid by the City of San Diego; authorizing the execution
of a Right-of-Way Contract with the State of California
Department of Transportation.

(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: The subject property is
required by CalTrans for State Route 15 (40th Street), which
calls for constructing an eight-lane freeway from Interstate 805
to just south of Interstate 8. CalTrans has previously received
a right-of-entry permit from the City to enter upon the
property; the effective date of the permit is January 2, 1990.
The subject parcel is located at Wabash Boulevard and Landis

Street. The property is zoned MR-3000 and consists of 24,500
square feet. The parcel was appraised at \$34,500 by a CalTrans
independent fee appraiser.

FILE LOCATION: DEED F-5453 DEED FY 91-1

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed
by the following vote: Wolfsheimer-yea, Roberts-not present,
Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-114: (R-91-664) ADOPTED AS RESOLUTION R-276910

Authorizing the sale by negotiation of Lot 53, Bonnie Brae, for \$5,923 to the State of California Department of Transportation; authorizing the execution of a grant deed, granting to the State of California Department of Transportation Lot 53, Bonnie Brae; declaring that no broker's commission shall be paid by the City of San Diego; authorizing the execution of a Right-of-Way Contract with the State of California Department of Transportation in connection with Lot 53, Bonnie Brae.

(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: The subject property is required by CalTrans for State Route 15 (40th Street), which calls for constructing an eight-lane freeway from Interstate 805 to just south of Interstate 8. CalTrans has previously received a right-of-entry permit from the City to enter upon the property; the effective date of the permit is January 2, 1990. The subject parcel is located west of Interstate 15 and east of Circle Drive. The property is zoned R-1-5000 and consists of 9,221 square feet. The parcel was appraised at \$5,923 by a CalTrans independent fee appraiser. The property has no access and is mainly sheer cliffside sloping down to the roadway.

FILE LOCATION: DEED F-5454 DEED FY 91-1

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-115: (R-91-805) ADOPTED AS RESOLUTION R-276911

Vacating the excess portions of Park Boulevard and Normal Street, adjacent to Lots 2-7 and 20 in Block 141 of University Heights, Map-558, under the procedures for the summary vacation of streets; reserving and excepting the right, easement, and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature; reserving and excepting the right, from vacation and abandonment, to construct, maintain, operate, and replace overhead or

underground lines of pipe, conduits, cables, wires, poles, and other structures, equipment, and fixtures for the transportation and distribution of electrical or electronic energy and natural gas.

(Uptown Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: The subject vacation has been requested by the abutting property owners to accommodate the construction of a full-service car wash which has been built. The vacation areas consist of two segments of right-of-way which are considered excess beyond the normal ten-foot curb-to-property-line distance and have been landscaped as part of the development of the car wash. Located in the Uptown Community Plan area and situated within a "C" Zone, the area-of-vacation consists of approximately 3,093 square feet. Although the residential entitlement of the adjacent properties will be increased by two units, density will not be affected since the adjacent property has been redeveloped with a non-residential use and since the vacation area also contains public and franchise facilities for which easements are to be reserved. The Uptown Planners and the Planning Department have no objections to the proposed vacation. The Planning Commission recommended approval of the vacation on January 18, 1990, by a 5-0 vote. The subject rights-of-way are both 150-feet-wide and fully improved with curbs and sidewalks and medians. Park Boulevard and Normal Street currently accommodate four and six lanes of traffic respectively. The existing curb-to-property-line distance for both streets adjacent to the subject property is twenty feet. The vacation request proposes a reduction of the present curb-to-property-line distance to the ten-foot width normally required. A similar vacation was approved by City Council on November 21, 1988, for property immediately to the north, which reduced the curb-to-property-line distance to ten feet. The area to be vacated may, therefore, be considered as excess right-of-way surplus to future right-of-way requirements. The sidewalk adjacent to the recently constructed car wash has been replaced with new sidewalk at the developer's expense.

Staff review has indicated that the proposed vacation is consistent with Council Policy No. 600-15. The rights-of-way are no longer required for present or prospective public use and will not detrimentally affect the existing public facilities, since they are excess right-of-way surplus to future public needs and may be summarily vacated. The public benefit includes upgraded sidewalks, landscaped parkway, and an increased tax

base. The vacation is consistent with the General Plan and the community plan and may be summarily vacated.

FILE LOCATION: DEED F-5455; STRT J-2753 DEED FY
91-1

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-116: (R-91-471) ADOPTED AS RESOLUTION R-276912

Vacating portions of Quarry Road and Questor Place in connection with the development of Montecito at Mission City (PRD-88-0979); declaring that this resolution shall not become effective unless and until the required dedication for Old Quarry Road and Questor Place has been accepted through Council action; in the event that the dedication is not approved within one year after adoption of this resolution, this resolution shall become void and be of no further force or effect.

(Mission Valley Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The proposed street vacation has been requested by the developer of Montecito at Mission City (PRD-88-0979). The request will accommodate the realignment of Old Quarry Road and Questor Place, as proposed under the Montecito project, which was approved by City Council in April of 1989. The proposed vacation is a condition of approval for PRD-88-0979. The street vacation is located in the Mission Valley Community and located in an R1-4000 Zone. The area-of-vacation totals approximately 3,050 square feet. The vacated area-of-vacation will not affect density since the PRD site of 28 acres will be limited to 813 residential units. The Planning Department has no objections to the proposed vacation,

and the Mission Valley Unified Planning Organization recommended approval of the proposed vacation by a 16-1 vote on August 1, 1990. The areas-of-vacation are unimproved and do not contain public utilities or franchise facilities. The vacation areas will become excess right-of-way upon the dedication of the necessary right-of-way for the realignment of Old Quarry Road and the relocation of an intermediate turnaround for Questor Place. The future street grades have been adjusted in

anticipation of the new street realignments. The proposed vacation has been requested to accommodate adjustments for an improved road alignment as a result of a site plan modification. The dedication and construction of the ultimate alignments will establish that there will be no present or prospective public use for the area-of-vacation and that the vacation will not detrimentally affect the facilities for which they were provided. The public will benefit through having an improved road alignment which provides better utilization of the property. The proposed vacation is consistent with the General Plan and the community plan. Staff review has indicated that the proposed vacation is consistent with Council Policy No. 600-15, and the right-of-way may be summarily vacated, conditioned upon the dedication of the necessary right-of-way for Old Quarry Road and Questor Place.

FILE LOCATION: DEED F-5456; STRT J-2752 DEED FY
91-1

COUNCIL ACTION: (Tape location: A149-154.)
CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-117: (R-91-833) DENIED

Authorizing the increase of parking rates for automobiles at San Diego Jack Murphy Stadium from \$3.00 to \$4.00 for San Diego Padre Baseball games.

CITY MANAGER SUPPORTING INFORMATION: The City's lease agreement with the San Diego Padres states that either the City or the Padres can request that parking fees be increased. The lease further indicates that each party agrees not to reasonably withhold approval of any request by the other party to increase fees. The Padres have requested that parking be increased from

\$3.00 to \$4.00 per car beginning with the 1991 season. The total revenue from this increase (\$680,000) will be split equally between the Padres and the City. The Padres' request is based primarily on two factors. First, the increase would bring the parking fee in line with other major league baseball stadiums. Presently 22 of the 26 clubs are at \$4.00 per car or above. All of the stadiums in California will charge \$4.00 per car in 1991. The second reason cited by the Padres is that

additional parking revenues will help offset increasing expenses. The Stadium Authority Board of Governors at their November 1, 1990 meeting recommended approval of the increase by a 5-3 vote and requested that the additional revenues be utilized for Stadium purposes. The City Manager recommends approval of the parking increase, but recommends delaying any decision to spend these revenues until the Council meets as the Committee of the Whole to approve the FY 1992 Budget.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A157-B090.)

Motion by Roberts to continue in order to review all sources of funding to maintain the stadium. Second by Pratt. Failed by the following vote: Yeas-1,2,3,4; Nays-5,6,7,M.

MOTION BY BERNHARDT TO DENY THE INCREASE. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-nay, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-118: (R-91-799) ADOPTED AS RESOLUTION R-276913

Authorizing the City Auditor and Comptroller to transfer the amount of \$750,000 from FBA Fund No. 79002 to CIP-35-070.0, North City West Library; authorizing the expenditure of an amount not to exceed \$750,000 from CIP-35-070.0, North City West Library, for the purchase of library materials.

(North City West Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: This request will authorize the purchase of library materials for the new 13,000 square foot branch library proposed for the North City West Town Center. Funds for design and purchase of library materials were originally scheduled in the CIP for FY 1992. The Financing Plan

and FBA was updated to advance \$1.2 million to FY 1990 for this purpose.

Aud. Cert. 9100332.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea,

McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-119: (R-91-792) ADOPTED AS RESOLUTION R-276914

Authorizing the City Auditor and Comptroller to transfer \$80,000 from Rancho Bernardo Development Fund 39086 to Rancho Bernardo Community Park Phase II Development, CIP-29-575.0; authorizing the expenditure of \$80,000 from CIP-29-575.0, Rancho Bernardo Community Park Phase II Development, to supplement the expenditure authorized by the Council in Resolution No. R-270342, adopted February 16, 1988.

(Rancho Bernardo Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: Construction of the Rancho Bernardo Community Park - Phase II project began in June 1988 with a 270 working day construction period. This period has been extended due to changes referenced below. This project currently has one City Council approved Construction Change Order and three Manager approved Change Orders that have utilized virtually all of the original contingency encumbrances of \$108,566. Additional Change Orders are pending additional financing. An additional \$80,000 is needed to finance the remaining construction changes and to insure that there will not be an engineering cost over-run. Engineering costs have increased in proportion to the length of the construction period and the related changes.

CONSTRUCTION CHANGE ORDER SUMMARY

No.	Description	Amount
1.	Modify park improvements to fit changed conditions.	\$60,175
2.	Install new sewer line, testing, and items requested by the Recreation Council (patio slab and playground equipment).	\$10,651.32
3.	Additional utility trenching, soil import, irrigation, and miscellaneous items due to changed conditions.	\$22,074.55
4.	Miscellaneous electrical, concrete and irrigation work.	\$15,438.08
Pending Change Orders:		
5.	Miscellaneous fees, equipment, electrical and concrete work.	\$18,065.69
6.	Utility trenching due to changed conditions and irrigation rework.	\$22,300

Aud. Cert. 9100326.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-120:

Two actions relative to authorizing suggestion awards to the following City employees:

Subitem-A: (R-91-801) ADOPTED AS RESOLUTION R-276915

Jill Degnan - Risk Management/Workers Compensation Division
- \$50.

Subitem-B: (R-91-802) ADOPTED AS RESOLUTION R-276945

Eugene Amy - Water Utilities/Systems Division - \$795.14.
Hirendira Sandoval - General Services/Street Division -
\$2,040.

FILE LOCATION: MEET RUTHFILE

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-200: (O-90-95) RETURNED TO THE CITY MANAGER

(Continued from the meetings of October 15, 1990, Item S401, and November 5, 1990, Item 200; last continued at Councilmember Filner's request, to be heard with the Resolution regarding impact fees.)

Amending Chapter VI, Article 1, of the San Diego Municipal Code by adding Division 25, Section 61.2501, 61.2502, 61.2503, 61.2504, 61.2505, 61.2506, 61.2507, 61.2508, 61.2509 and 61.2510 relating to Impact Fees. (Introduced on 10/1/90. Council voted 5-3. Districts 2, 6 and 8 voted nay. District 4 not present.)

NOTE: See Item 203 on today's docket for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B165-220.)

MOTION BY ROBERTS TO RETURN TO THE CITY MANAGER TO BE REDOCKETED

AS APPROPRIATE BASED ON CURRENT WORK BEING DONE IN COMMITTEE.

Second by McCarty. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea,

Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-201: (O-91-87) INTRODUCED, TO BE ADOPTED DECEMBER 10, 1990

Introduction of an Ordinance amending Ordinance No. O-17468 (New Series), as amended, entitled "An Ordinance Establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for the Fiscal Year 1990-91" by amending Exhibit B to create and add a new class entitled "Work Control Manager" in the Engineering Occupation Group; amending Exhibit A-1 of the Ordinance to provide a new salary rate 99.4 for the position in the Classified Service; amending Resolution No. R-275865 to place the newly created class in the Supervisory Representation Unit; and amending Resolution No. R-275864 to approve and declare the above newly created class as eligible for regular rate overtime by placing it in group C of the Overtime Eligibility Resolution No. R-275864.

FILE LOCATION:

COUNCIL ACTION: (Tape location: B226-228.)

MOTION BY McCARTY TO INTRODUCE. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-202: (O-91-86) INTRODUCED, TO BE ADOPTED DECEMBER 10, 1990

Introduction of an Ordinance amending Ordinance No. O-17468 (New Series), as amended, entitled "An Ordinance

Establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for the Fiscal Year 1990-91" by amending Exhibit B to create and add a new class entitled "Police Lead Dispatcher" in the Communications Occupation Group; amending Exhibit A-1 of the Ordinance to provide a new salary rate 66.1 for the position in the Classified Service; amending Resolution No. R-275865 to place the newly created class in the Technical Bargaining Unit; and amending Resolution No. R-275864 to approve and declare the above newly created class as eligible for premium rate overtime by placing it in group A of the Overtime Eligibility Resolution No. R-275864.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B226-228.)

MOTION BY McCARTY TO INTRODUCE. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-203: (R-91-861) RESCINDED, ADOPTED AS RESOLUTION
 R-276928

Rescinding Resolution R-276653, adopted October 1, 1990, which established Citywide Impact Fees.

NOTE: Docketed per Council direction at the meeting of November 5, 1990.

NOTE: See Item 200 on today's docket for a companion item.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B165-220.)

MOTION BY ROBERTS TO RESCIND AND ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-204: (R-91-856) ADOPTED AS RESOLUTION R-276916

Council confirmation of the appointment by the Mayor of Jose R. de La Garza, to serve as a member of the International Affairs Board, for a term ending March 1, 1991, replacing Dorothy R. Harmsen, who has resigned.

(See memorandum from Mayor O'Connor dated 11/14/90 with resume attached.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B221-225.)

MOTION BY McCARTY TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-205: (R-91-838) ADOPTED AS RESOLUTION R-276917

Authorizing the City Manager to lease, or otherwise acquire, office space for City personnel on a month-to-month basis not to exceed 12 months, subject to the availability of budgeted funds for such purpose.

CITY MANAGER SUPPORTING INFORMATION: City Departments are experiencing the need to acquire temporary office space during the fiscal year. The City Manager is presently able to acquire office space for City Departments for an amount not to exceed \$10,000. The City's ability to find temporary office space is hampered by the present expenditure ceiling. There is the need to find space for City personnel caused by remodeling, relocation of departments and to meet emergency space needs. It is therefore recommended that the City Manager be authorized to acquire office space on a month-to-month tenancy not to exceed 12 months in duration, providing funds can be identified. If authorized, the City Manager will be able to acquire space quickly to meet staffing needs and to handle relocations more expeditiously. The City Manager will also bring such agreements to Council for approval prior to the expiration of the 12 month period should there be a need to extend them.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B221-226.)

MOTION BY McCARTY TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-206: (R-91-837) CONTINUED TO DECEMBER 10, 1990

Authorizing the execution of a consultant contract with Donovan/Irving Group, Inc. for office space consulting services for a period of two years, with options to extend for two six-month periods.
(See City Manager Report CMR-90-482. Centre City Community Area. District-8.)

FILE LOCATION: MEET Cont FY 91-1

COUNCIL ACTION: (Tape location: B330-C136.)

MOTION BY McCARTY TO CONTINUE TO DECEMBER 10, 1990 IN ORDER TO REVIEW DOCUMENTS FURTHER. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-207: (R-91-105) DENIED

(Continued from the meetings of July 30, 1990, Item 108, September 17, 1990, Item 204, October 1, 1990, Item 202 and October 29, 1990, Item 201; last continued at the City Manager's request, to allow the Housing Commission to hear the item on November 5, 1990.)

Authorizing the Building Inspection Department of the City of San Diego to send notice to the State Department of Housing and Community Development cancelling its assumption of responsibility to enforce the Mobilehome Parks Act, Sections 18300 California Health and Safety Code; rescinding Resolution R-167996.

CITY MANAGER SUPPORTING INFORMATION: The City of San Diego acquired the enforcement authority of mobilehomes and mobilehome parks from the State of California on October 13, 1961 by means of Resolution No. R-167996, passed by Council on the same date. The maintenance of the mobilehome park inspection program and the enforcement of State laws has been supported largely by non related revenues. Because the revenues we are allowed to collect are limited by State law, we are unable to make mobilehome inspection cost fully recoverable. The 1990 Fiscal Year budget for the mobilehome program was \$112,991. This did not include non-personnel expenses. The revenues collected from mobilehome permits and annual mobilehome park fees were \$19,656. This amounts to \$93,335 in non recoverable costs. Section 1006 of the California Title 25 code of regulation allows the former enforcement agency to retain the full amount of fees collected

(\$19,656) if State assumption of jurisdiction is after July 1st of that year.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C151-316.)

MOTION BY TO McCARTY TO DENY AND RETURN THE RESPONSIBILITY TO THE CITY OF SAN DIEGO. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-208: TRAILED TO TUESDAY, NOVEMBER 27, 1990

Four actions relative to the Community Facilities District

No. 1 - Miramar Ranch North:

(See City Manager Report CMR-90-483. Miramar Ranch North Community Area. District-6.)

Subitem-A: (R-91-814)

Adopting the boundary map showing properties and land to be served by Capital Facilities in the Community Facilities District.

Subitem-B: (R-91-815)

Resolution of Intention to establish a Community Facilities District and to levy a special tax to pay for public facilities.

Subitem-C: (R-91-816)

Ordering and directing the preparation of a Report.

Subitem-D: (R-91-817)

Resolution of Intention to issue bonds secured by special taxes.

FILE LOCATION:

COUNCIL ACTION: (Tape location: B287-337.)

MOTION BY McCARTY TO TRAIL TO TUESDAY, NOVEMBER 27, 1990 AS UNFINISHED BUSINESS FOR FULL COUNCIL. Second by Pratt. Passed by the following vote: Wolfsheimer-nay, Roberts-nay, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-nay.

ITEM-209: TRAILED TO TUESDAY, NOVEMBER 27, 1990
(Continued from the meetings of September 18, 1990,
Item 348, October 15, 1990, Item 206, and October 29, 1990,
Item 214; last continued at the City Manager's request, to
allow the City Attorney and staff to review the documents.)
Proposal to approve the Wuest Estate Development Agreement
between the City of San Diego and Wuest Estate Company.

The proposed development agreement would apply to approximately 250 acres in the Miramar Ranch North community. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with the Miramar Ranch North Community Plan for the 20-year term of the agreement. Additional provisions are included in the draft development agreement.

The property subject to the proposed development agreement is located on the east side of I-15 between Poway Road and Miramar Lake. A brief legal description is as follows:
northeast quarter of the northeast quarter and a portion of the northeast quarter of the northwest half of Section 29;
and a portion of the south half of the south half, Section 20, Township 14 South, Range 2 West, SBM. The specific legal description is on file in the City Planning Department.

(Case-88-0908. District-5.)

Subitem-A: (R-91-430)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-85-0100 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-91-49)

Introduction of an Ordinance approving the development agreement.

NOTE: The proposed development agreement was previously considered by City Council on 11/14/88 - Item 212; 11/28/88 - Item 209; 12/12/88 - Item 211; and 2/21/89 - Item 330.

CITY MANAGER SUPPORTING INFORMATION: The proposed development agreement was docketed for Council action as Item 330 on February 21, 1989. At that time the agreement was returned to the City Manager and Planning Director. The agreement before Council at this time is basically unchanged from the 1989 version with the exception of minor technical changes to reflect events that have occurred since February, 1989 and for an increase in the developer's contribution for City of San Diego General Park purposes from \$315,000 to \$1,065,000. This development agreement is similar to three others in the Miramar Ranch North community planning area that were originally presented to Council with this one, as a group of four small development agreements. The other three were approved by Council on December 12, 1988 and are in full force and effect at this time. The Manager and Planning Director recommend approval of the proposed development agreement. The City Attorney has approved the agreement with respect to form only.

FILE LOCATION:

COUNCIL ACTION: (Tape location: C330-583.)

MOTION BY WOLFSHEIMER TO TRAIL TO TUESDAY, NOVEMBER 27, 1990 TO BE HEARD WITH ITEM 208. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-S400: (R-91-868) ADOPTED AS RESOLUTION R-276918

A Resolution approved by the City Council in Closed Session on Tuesday, November 13, 1990 by the following vote:
Wolfsheimer-yea; Roberts-yea; Hartley-yea; Pratt-yea;
Bernhardt-yea; Henderson-yea; McCarty-yea; Filner-yea;
Mayor-not present.

Authorizing the City Manager to pay the total sum of \$45,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the

personal injury to Anne K. Pering (Superior Court Case No. 610728, Anne Pering v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue one check in the total amount of \$45,000 made payable to Anne K. Pering and her attorney of record, Frank T. Vecchione, in full settlement of the lawsuit and all claims.

CITY MANAGER SUPPORTING INFORMATION: This constitutes the complete and final settlement of the personal injury claim of Anne K. Pering against the City of San Diego as a result of the incident on February 29, 1988.
Aud. Cert. 9100372.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S401: CONTINUED TO JANUARY 7, 1991

(Continued from the meeting of November 19, 1990, Item 205, at Mayor O'Connor's request, to confer with the Arts Community to review the proposed structure of the Corporation.)

Two actions relative to the FY 1992 San Diego Arts Festival:

(See City Manager Report CMR-90-475.)

Subitem-A: (R-91-678)

Approving the City Manager's recommendation to allocate \$2.5 million in City Transient Occupancy Tax (TOT) funds in approximately equal amounts from Fiscal Years 1992 and 1993 to support the proposed 1992 San Diego Arts Festival; approving the San Diego Arts Festival Inc.'s proposed budget in the amount of \$3.5 million; authorizing the appropriation of any donations or other revenues in excess of the estimated revenues of \$3.5 million by the Corporation's Board of Directors for the 1992 San Diego Arts Festival; authorizing the transfer of \$500,000, appropriated in the City's budget for Fiscal Year 1991 from the City's TOT Fund No. 10224, to the Corporation's Fund for the 1992 San Diego Arts Festival; approving the City Manager's recommendation for the 1992 San Diego Arts

Festival theme; approving the following City Manager's recommendations arising out of recommendations from the Commission for Arts and Culture:

1. That the 21-day Arts Festival be scheduled between October 1, 1992 to November 15, 1992.
2. That the Corporation receive City funding to produce, manage, and raise funds for the Arts Festival. That the Corporation have an executive director and appoint a program committee and community advisory board.
3. That the Arts Festival have a statement of vision, goals, objectives and targets.

Authorizing the Corporation to select the title of the Festival.

Subitem-B: (R-91-680)

Authorizing San Diego Festivals, Inc. to execute agreements, as described in its Articles of Incorporation, and as authorized by the Corporation's program budgets approved by the City Council; waiving the provisions of Council Policy 100-2 ("City Receipt of Donations"), and authorizing the Corporation to accept and deposit private donations, as described in its Articles of Incorporation; waiving any and all City policies, rules and regulations pertaining to expenditures of funds, including but not limited to bidding requirements and expenditures of TOT funds (C.P. 100-3); authorizing the appropriation of any donations or other revenues received by the Corporation in excess of revenues reflected in Council-approved budgets, by the Corporation's Board of Directors for the 1992 San Diego Arts Festival.

Aud. Cert. 9100351.

FILE LOCATION:

COUNCIL ACTION: (Tape location: A117-125.)

MOTION BY HENDERSON TO CONTINUE TO JANUARY 7, 1991, AT THE REQUEST OF THE CITY MANAGER. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S402: TRAILED TO NOVEMBER 27, 1990 AS UNFINISHED BUSINESS
(Continued from the meetings of August 7, 1990, Item 338, September 18, 1990, Item 342, September 25, 1990, Item

S500; Trailed as Unfinished Business from the meeting of

October 16, 1990, Item 343; Continued from the meetings of October 30, 1990, Item 218, November 5, 1990, Item S406 and November 19, 1990, Item 206; last continued at the City Attorney's request, for further review.)

In the matter of Vesting Tentative Map (Fairbanks Highlands), Planned Residential Development Permit and Resource Protection Overlay Zone Permit VTM, PRD & RPZ-88-1041, proposing a 109-lot subdivision of this site for each of the proposed residential development parcels, seven open space lots, one private recreation lot, and necessary public facilities to serve the site; and construction of 92 single-family detached residences (including site landscaping, brush management and off-street parking) on a vacant 391-acre site.

Street Vacation of portions of Black Mountain Road, Road Survey 57, Old Survey 80, Old Survey 124, and Old Survey 451 as provided for under Section 66499.20-1/2 of the State Map Act, in conjunction with the proposed vesting tentative map for Fairbanks Highlands (VTM-88-1041).

The subject property is located generally north of Black Mountain Road and immediately west of the Penasquitos community in Zone A-1-10 (portions Hillside Review) and within the boundaries of the future urbanization area as identified by the City's General Plan. The subject property is more particularly described as portions of the northeast quarter and the east half of the northwest quarter of Section 11, the northwest quarter of Section 12, Township 14 South, Range 3 West, SBBM, Parcel Map PM-8133. (VTM, PRD & RPZ-88-1041. District-1.)

Subitem-A: (R-90-2220)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-88-1041 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-91-)

Adoption of a Resolution granting or denying the PRD

permit, with appropriate findings to support Council action.

Subitem-C: (R-91-)

Adoption of a Resolution granting or denying the RPZ permit, with appropriate findings to support Council action.

Subitem-D: (R-91-)

Adoption of a Resolution granting or denying the map, with appropriate findings to support Council action.

Subitem-E: (R-90-2219)

Adoption of a Resolution authorizing the vacation of portions of Black Mountain Road, Road Survey 57, Old Survey 80, Old Survey 124, and Old Survey 451 as provided for under Section 66499.20-1/2 of the State Map Act.

CITY MANAGER SUPPORTING INFORMATION: The proposed vacations of portions of Black Mountain Road, Road Survey 57, Old Survey 80, Old Survey 124 and Old Survey 451 have been initiated by the submission of the tentative map for Fairbanks Highlands (VTM-88-1041). The tentative map proposes subdivision of a 391-acre site for the purpose of creating 92 single-family residential lots. Development of the site will be controlled by the associated Planned Residential Development (PRD).

The subject vacation is located in an area designated as a Future Urbanizing area immediately west of the Penasquitos East Community. The proposed vacation was reviewed by the adjacent designated Community Planning Groups (North City West Planning Board and Rancho Penasquitos Planning Board) as part of the tentative map. There were no apparent concerns from the North City West Planning Board, and the Rancho Penasquitos Planning Board supported the project in concept. On May 24, 1990, the Planning Commission upheld an appeal to the Subdivision Board's recommendation of approval and recommended denial of the Fairbanks Highlands project by a 7-0 vote.

The subject vacation consists of portions of Black Mountain Road, which is an unimproved travelway that has an assumed width of 40 feet, three road surveys which are unplottable, and one road survey which is partially utilized as a private road. The rights-of-way to be vacated will not be required for easement rights-of-way for access or traffic circulation since they will be replaced if the map is approved. The tentative map conditions provide for the dedication of half-width improvements

for Carmel Valley Road with off-site transitions, the dedication of Camino Ruiz with a deferred six-year agreement for full-width improvements, and a system of private streets for access within

the subdivision boundaries. The public benefits to be accrued with this vacation are an improved road system and improved utilization of the land.

Upon Council approval of the Planned Residential Development Permit (PRD-88-1041) and the Vesting Tentative Map (VTM-88-1041) for Fairbanks Highlands, the rights-of-way to be vacated would no longer be required for present or prospective use, as indicated by staff review. It is therefore recommended that, if the vacation is approved, it be conditioned upon the approval and recordation of the final map for Fairbanks Highlands (VTM-88-1041).

FILE LOCATION: PERM-PRD 88-1041; PERM-PRZ 88-1041;
SUBD-Fairbanks Highlands; DEED F-5411, STRT
LT-2745 Deed FY91-1

COUNCIL ACTION: (Tape location: D005-046.)

Motion by Henderson to continue for one year. Second by Roberts. Failed by the following vote: Yeas-2,4,6,7; Nays 1-3; Not present 5,8,M.

BY COMMON CONSENT, ITEM WAS TRAILED TO NOVEMBER 27, 1990 AS UNFINISHED BUSINESS FOR FULL COUNCIL.

* ITEM-S403: (R-91-723) ADOPTED AS RESOLUTION R-276919

19901126

Inviting bids for the Construction of Penasquitos Branch Library on Work Order No. 119117; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of funds not to exceed \$8,372,800 (\$4,186,400 from CIP-35-056.0, Penasquitos Branch Library, \$2,000,000 from Fund No. 392046 and \$2,186,400 from FBA Fund No. 79004) for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-K1951/91)

(Penasquitos East Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: This project will provide a new 20,000 square foot library complete with books, furnishings, landscaping, and parking in the Rancho Penasquitos Town Center. This Library will replace a temporary 2,700 square

foot facility which has been operating from a modular building since 1984. Plans have been reviewed by the Community Planning Committee, approved by the City Architect, and are compatible with the proposed YMCA development on an adjacent property. This project is consistent with the Penasquitos East Community Plan and the City's General Plan Guidelines.
Aud. Cert. 9100328.

FILE LOCATION: W.O. 119117 CONT - Davidson Construction Company,, Inc. Cont FY 91-1

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S404: (R-91-836) ADOPTED AS RESOLUTION R-276920

Authorizing the execution of a five-year sublease agreement, with an option of an additional 19 months, with Energy Factors Incorporated, for use by the City's Clean Water Program of 21,052 square feet of office space in the First Interstate Bank Building, at a rental of \$167,363.40 for the period of February 1, 1991 through June 30,1991; authorizing the expenditure of an amount not to exceed \$167,363.40 from Fund 40012, Dept. 700, Org. 113, Object Account 4682, Job Order 0007101, for the above purpose.
(Centre City Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The City's consultant to the Clean Water Program (Montgomery Engineering) has the need to increase staff to handle contractual responsibilities under its agreement with the City. It is anticipated that additional staffing of up to 30 people will be necessary. In order to house the staff it will require an additional 21,052 sq. ft. of

office space. The Clean Water Program is leasing some 28,000 sq. ft. in the First Interstate Bank Building at this time. Energy Factors, a subsidiary of San Diego Gas & Electric, is leasing 21,052 sq. ft. on the floor above the Clean Water Program. Energy Factors wishes to sublease the premises to the City on favorable terms. In order to provide continuity in operations and efficiency, the Manager is proposing to sublease the 10th floor from Energy Factors. The term of the sublease

would be 5 years with an option for an additional 19 months. The rental rate would be \$33,472.68 per month or \$1.59 per sq. ft. throughout the entire term of the agreement and option period. The rent terms are considered favorable to the City. Aud. Cert. 9100374.

FILE LOCATION: LEAS - Energy Factors, Inc. LEAS FY
91-1

COUNCIL ACTION: (Tape location: B116-148.)
MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-nay, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-S405:

Two actions relative to the Public Safety Communications Facility on Mount Soledad:
(La Jolla Community Area. District-1.)

Subitem-A: (R-91-862) ADOPTED AS RESOLUTION R-276921

Authorizing the execution of a one-year lease agreement, with an option to renew for four additional periods of one year each, with the Department of the Navy, for the use by the City of approximately 841 square feet of land on Mount Soledad, at an initial rental of \$208.33 per month; authorizing the expenditure of an amount not to exceed \$1,458.31 from Fund 30244, Org. 106, Object Account 4682, Job Order 333950, for lease costs from December 1, 1990 to June 30, 1991.

Subitem-B: (R-91-863) ADOPTED AS RESOLUTION R-276922

Certifying that the information contained in Environmental Impact Report EIR-90-0849, in connection with the City's

lease of 841 square feet of land on Mount Soledad, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that the report has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: On June 5, 1990, voters approved a \$25,500,000 General Obligation Bond Issuance (Proposition E) to secure funding to replace the City's outdated Public Safety Communications Systems. The Public Safety Communication Project consists of several major elements, including new Police and Fire Communications Centers, new Police and Fire/EMS Computer Aided Dispatch (CAD) systems, Mobile Data Terminals (MDT's) for field units, and 800 megahertz (mhz) radio systems. It is proposed to enter into a lease agreement with the United States Navy, the property owner, for approximately 841 square feet of land on Mount Soledad. The lease will allow the City to construct a 288 square foot radio equipment shelter, (pre-engineered building), for the installation of the 800 megahertz radio equipment. The lease term will be one year with an option to renew for four additional periods of one year each, at a rental rate of \$208.33 per month \$.25, rounded, per sq. ft.). At any extension the lessor may require an appraisal as the basis for establishing a mutually agreed upon rent. Due to the City's urgent need to begin construction and implement this phase of its Public Safety Communications Project by December 1, 1990, the City Manager recommends approval of this agreement. Aud. Cert. 9100377.

FILE LOCATION: LEAS-Department of the Navy, Mount Soledad
LEAS FY 91-1

COUNCIL ACTION: (Tape location: A149-154.)
CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S406: (R-91-839) ADOPTED AS RESOLUTION R-276923

Authorizing the execution of a 5-year lease agreement with Executive One Associates for use by the City's Engineering and Development Department of 17,824 square feet of office space in the Executive Complex, at a cost of \$85,555.20, for the period of March 1, 1991 through June 30, 1991;

authorizing the expenditure of an amount not to exceed \$85,555.20 from Fund 100, Dept. 540, Org. 275, Object Account 4682, Job Order 54715, for the above purpose. (Centre City Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The Engineering and Development Department has the need for additional space for positions added to its Design Division, and to consolidate into one location. The division is responsible for overseeing the design of the City's Capital Improvement Projects (CIP) and includes such functions as contract processing, flood plain information and the computer aided drafting design system. The design and processing of CIP projects should be shortened by the consolidation of this division, as well as providing efficiencies in supervision and internal support. The Design Division requires 17,824 sq. ft. of space which has been located in the Executive Complex. A five year lease agreement has been arranged at a rental rate of \$1.20 per sq. ft. with pass thrus for annual increases in operating expenses. In addition, the owners of the Executive Complex have generously agreed to provide approximately 8,912 sq. ft. on a rent free basis to temporarily house personnel, until permanent quarters can be arranged. The terms and conditions of the lease are seen as favorable to the City. Space currently occupied by Engineering (approx. 9,000 sq. ft.) will be reallocated to the Criminal Division of the City Attorney's office to alleviate space shortages and accommodate additional positions approved in the budget.

Aud. Cert. 9100367.

FILE LOCATION: LEAS-Executive One Associates Leas
FY 91-1

COUNCIL ACTION: (Tape location: B116-148.)

MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-nay, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-S407: (R-91-835) ADOPTED AS RESOLUTION R-276924

19901126

Authorizing the execution of a 5-year lease agreement with S & S Investors for use by the City's Print Shop of 26,000

square feet of office/industrial space at 8835 Balboa Avenue, between Highway 163 and I-15, at a rental of \$77,880 for Fiscal Year 1991; authorizing the expenditure of an amount not to exceed \$77,880 from Fund 50020, Dept. 815, Org. 100, Object Account 4682, Job Order 00010000, for the above purpose.

(Kearny Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The print shop has grown to the point that its present facilities are inadequate. Space was located in Kearny Mesa that was offered at an extremely favorable rate that fulfilled all of the print shop's requirements. This new location will give the print shop necessary space to meet its increasing workload. A service center will be maintained in the basement of the City Operations Building for work to be dropped off and picked up, and for small jobs to be done on a rush basis. The owners of this building are offering to lease space to the City for an average of .65 ¢ per sq. ft. for five years and has given the City the first right of refusal to lease additional space at the same rate. The terms and conditions of the lease are favorable to the City. Aud. Cert. 9100373.

FILE LOCATION: LEAS - S & S Investors (Bay Vu Partners II)
LeasFY91-1

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S408: (R-91-834) ADOPTED AS RESOLUTION R-276925

Authorizing the execution of a license agreement with Tishman Speyer PCA Partners, for the continued use of 1,122 square feet of office space in the Union Bank Building, at a monthly rent of \$1,626.90; authorizing the expenditure of an amount not to exceed \$8,676.80 from Fund 50020, Dept. 815, Org. 100, Object Account 4682, Job Order 000100, to cover rental expenses from October 20, 1990 through May 1, 1991.

(Centre City Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The Graphics Department was relocated to the Union Bank Building on October 20, 1990 on a month-to-month agreement. The department has moved in order to accommodate the needs of the Public Safety Communications

Project for the 800 megahertz radio equipment. It is

anticipated that the Graphics Department will be staying in this space until the first of May, at which time the department will move with the City's Print Shop to a building in Kearny Mesa. The monthly rent is \$1,626.90 for 1,122 sq. ft. of office space, or \$1.45 per sq. ft. The Manager is authorized to expend up to \$10,000 in connection with temporary department relocations. Thus far, under the Manager's authorization, the City has spent \$9,076.90 which includes office space buildout, cost of the move, and one month's rent. Council approval is being sought to continue this rental arrangement from November 20, 1990 through May 1, 1991, at a cost of \$8,676.80. It is anticipated that the total cost of this space acquisition will be \$17,753.70 providing the department is relocated to its permanent location in Kearny Mesa by May 1, 1991.
Aud. Cert. 9100383.

FILE LOCATION: LEAS-Tishman Speyer PCA Partners
Leas FY 91-1

COUNCIL ACTION: (Tape location: B116-148.)
MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, Hartley-nay, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-S409: (R-91-879) ADOPTED AS RESOLUTION R-276926

Authorizing the execution of an agreement with BSHA, Inc. to provide consultant services for the City's new Mira Mesa Library; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$281,600 from Mira Mesa Library Fund 392073 to CIP-35-076.0, Mira Mesa Library expansion; authorizing the expenditure of an amount not to exceed \$281,600 from CIP-35-076.0, Mira Mesa Library expansion, for the purpose of providing funds for the above project.

(Mira Mesa Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: Approving this request will provide the professional services required to design and construct the new Mira Mesa Branch Library. This community has outgrown the services now provided by the present 8,000 square foot facility. The branch has consistently placed either first

or second among the 31 branches in total volume of books issued each year. A 20,000 square foot building with a suitable community room will accommodate the future community needs. Expansion of the building has been considered and discarded as being neither efficient nor cost effective since all functions of the library must be coordinated in relating to space, usage, and control. The selection of this consultant was made in accordance with Council Policy 300-7 and has been reviewed by the personnel Director and the Equal Opportunity Program Coordinator. Subconsultants approved to assist with the Project are: DLSK Engineers - mechanical and electrical 27 percent; Nolte and Associates - Civil 8.5 percent; Alagia Engineering Group (MBE) 18 percent; and K.T.U. and A. - landscaping 6.5 percent (MBE). The project is scheduled for design in FY 91 and construction in FY 92 with funds advanced by developers in accordance with Council-approved development agreements. The developers will be reimbursed with FBA funds in FY 93 and FY 95. Aud. Cert. 9100358.

FILE LOCATION: MEET CCONFY 91-1

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

* ITEM-S410: (R-91-864) ADOPTED AS RESOLUTION R-276927

Approving the recommendations contained in Department of Legislative Services Report No. 90-38 (as amended) regarding proposed legislation for sponsorship by the City. (See Department of Legislative Services Report No. 90-38, amended.)

COMMITTEE ACTION: Reviewed by RULES on 11/21/90.

Recommendation to accept the recommendation of the Department of Legislative Services to adopt the proposed Legislative Sponsorship Program with the understanding that additional areas may be added to the program at a later date. Districts 2, 4, 5 and Mayor voted yea.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A149-154.)

CONSENT MOTION BY PRATT TO ADOPT. Second by Bernhardt. Passed by the following vote: Wolfsheimer-yea, Roberts-not present, Hartley-yea, Pratt-yea, Bernhardt-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-S411: (O-91-89) INTRODUCED, TO BE ADOPTED DECEMBER 10, 1990

Introduction of an Ordinance amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code by amending Sections 101.0411, 101.0412 and 101.0413, relating to R Zones (Multiple Family Residential), Landscaping and Parking Regulations Applicable within Certain Community Plan Areas, by adding the Serra Mesa, Kearny Mesa and Linda Vista Plan Areas.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A149-154.)

MOTION BY McCARTY TO INTRODUCE. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, Hartley-yea, Pratt-yea, Bernhardt-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

NON-DOCKET ITEMS:

None.

COUNCIL COMMENT:

ITEM-CC-1:

Council Member Roberts gave tree planting type and locations in commemoration of Arbor Day on December 1, 1990.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: D086-095.)

PUBLIC COMMENT:

ITEM-PC-1:

Comments by Don Stillwell on trust and council member attendance at meetings; comments by Marguerite Ferrante regarding impact fees.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: D053-086.)

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Wolfsheimer at 4:13 p.m.

FILE LOCATION: AGENDA

COUNCIL ACTION: (Tape location: D102).